

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANNE FLACCUS,

Plaintiff,

v.

ADVANCED DISPOSAL SERVICES
SOUTH, LLC,

Defendant.

**CIVIL ACTION
NO. 2:17-cv-04808-MAK**

**DEFENDANT ADVANCED DISPOSAL SERVICES SOUTH, LLC'S NOTICE OF
WITHDRAWAL OF CERTAIN AFFIRMATIVE DEFENSES**

Defendant Advanced Disposal Services South, LLC ("ADS"), by and through its counsel, and pursuant to the Court's November 22, 2022 Order (ECF Doc. No. 62), hereby submits its Notice of Withdrawal of Certain Affirmative Defenses, respectfully stating as follows:

As more specifically discussed in ADS's contemporaneously-filed Memorandum of Law in Support of Certain Affirmative Defenses, ADS hereby withdraws without prejudice Affirmative Defense Nos. 8 (Justification), 10 (Statute of Frauds), 21 (Class Certification Criteria Cannot Be Met), and 22 (Class Action Prerequisites Do Not Exist).

Respectfully submitted this 30th day of November, 2022.

/s/ Joel L. Frank

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CERTIFICATE OF SERVICE

I, Joel L. Frank, Esquire, hereby certify that on November 30, 2022, I caused a true and correct copy of the foregoing Notice of Withdrawal of Certain Affirmative Defenses to be served via the Court's CM/ECF system upon all counsel registered to receive electronic notices in the above-captioned action.

/s/ Joel L. Frank

JOEL L. FRANK